

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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LEARNING ANNEX HOLDINGS, LLC,
LEARNING ANNEX, LLC, and
and LEARNING ANNEX, L.P.,

Plaintiffs,

09-CV-4432 (SAS/GWG)

- against -

RICH GLOBAL, LLC and
CASHFLOW TECHNOLOGIES, INC.,

Defendants.
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DEFENDANTS' EXHIBIT LIST WITH PLAINTIFFS' OBJECTIONS

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Ex. No.	Date	Document Description	Bates No./Previous Ex. No.	Objections
A	various	Final RD/W agmts. - Administrative services agmt.; LLC amt.; License agmt.	Trial Ex. K	Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); not admitted at first trial
B	07/16/10	Response to Interrogatories (filed by Learning Annex Holdings, LLC)	Trial Ex. Y	Relevance (Fed. R. Evid. 401 and 402); not admitted at first trial
C	11/06/07	Mary Crane, "How to Set Your Consulting Fees," Forbes Magazine		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
D		Andréa Coutu, "Consulting Fees: A Guide for Independent Consultants," Consultant Journal (2006-2011)		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
E		"How Much Should a Consultant Cost?" CapturePlanning.com, http://www.captureplanning.com/articles/10827.cfm ?		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
F	11/14/97	Great American Back Rub Store, Inc., Change in Majority of Directors (Form SC 14F1)		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
G	02/01/11	Green Energy Management Services Holdings, Inc., Current Report (Form 8-K)		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
H	10/07/11	Vendum Batteries, Inc., Registration Stmt. (Form S-1)		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)

I		Accenture Consulting and Technical Services Labor Rates Schedule		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
J	11/09/98	"Agreement," between Power Photo Enterprises, Inc. and Licensing Resources Group, Inc.		Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
K		Boston Consulting Group Government Price Schedule		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
L	12/31/09	"Consulting Agreement," between Educational Investors, Inc. and Joseph Monaco		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
M	09/13/06	"Consulting Agreement," between Innova Pure Water, Inc. and John E. Nohren, Jr.		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
N	08/06/09	"Consulting Agreement," between Inventiv Health, Inc. and Eran Broshy		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
O	05/14/10	"Consulting Agreement," between Mxenergy, Inc. and Carole R. Artman-Hodge		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
P	08/15/08	"Consulting Services Agreement," between Location Based Technologies Inc. and Richard Mejia, Jr.		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)

Q	10/01/07	Deloitte General Services Administration Schedule		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
R	01/02/08	Ernst & Young General Services Administration Schedule		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
S	08/15/06	KPMG LLP General Services Administration Schedule		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
T	12/01/08	PriceWaterhouseCoopers LLP Engagement Letter with Federal Reserve Bank of New York		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
U	05/27/08	"Professional Services Agreement," between Acxiom Corp. and L. Lee Hodges, Consultant		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
V	09/01/04	"Professional Services Agreement," between JRT Associates, Inc. and Collective Concepts Group, Inc.		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
W	05/08/98	"Project Development Agreement," between Garb-Oil and Power Corp. and TRENERGY, Inc.		Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
X	10/02/06	"Representation Agreement," between Shopcorp and CONSOR Intellectual Asset Management		Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
Y	06/15/07	"Representation Agreement," between XYZ Corp. and CONSOR Intellectual Asset Management		Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)

Z	03/22/00	"Royalty Agreement," between Monterey Pasta Co. and William Naim		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
AA	05/02/03	"Strategic Planning Retention Letter," between 123 Corp. and CONSOR Intellectual Asset Management		Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
BB	06/10/11	Joint Pre-Trial Order at Part 5, Undisputed Facts		Relevance (Fed. R. Evid. 401 and 402)
CC	04/07/06	Whitney Information Network, Inc. Form 10-K/A for FY2004		Relevance (Fed. R. Evid. 401 and 402); not admitted at first trial
DD	11/13/06	Whitney Information Network, Inc. Form 10-K/A for FY2005		Relevance (Fed. R. Evid. 401 and 402); not admitted at first trial
EE		Exhibit Removed		
FF	11/19/09	Deposition of Sharon Lechter at 52:11-53:21; 55:23-60:9; 103:13-106:5; 121:13-25		Hearsay (Fed. R. Evid 802); Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); not admitted at first trial; pursuant to Fed. R. Civ. P. 26, the parties will exchange objections and counter-designations within 14 days
GG		Exhibit Removed		
HH	02/06/12	"Changing Business Models: Licensing Agencies Go A La Carte, 'Consulting' Takes on Conflicted Meanings," The Licensing Letter		Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802)
II	09/25/06	"The Rich Dad Way: Joint Venture Unites Two Big Names in Financial Education," Business Wire		Authentication (Fed. R. Evid. 901); Hearsay (Fed. R. Evid 802); not admitted at first trial
JJ		Learning Annex Expenses	LA 3949	Relevance (Fed. R. Evid. 401 and 402); not admitted at first trial
KK		Exhibit Removed		
LL		Exhibit Removed		

MM	03/11/12	Corrected Expert Report of Thomas Pastore and all Exhibits and Appendices		Mischaracterizes prior testimony and certain documents
NN	04/05/11	Expert Report of Thomas Pastore		Relevance (Fed. R. Evid. 401 and 402); mischaracterizes reports of Mr. Matlins and Mr. Soudry
OO	04/11/11	Expert Report of Seth Matlins		
PP	03/05/12	Supplemental Expert Report of Seth Matlins		
QQ	08/02/06	Operational Business Plan for Rich Dad Education, LLC	Ex. 226	Authentication (Fed. R. Evid. 901); Relevance (Fed. R. Evid. 401 and 402); Not admitted at first trial
RR	02/21/06	Correspondence between Kane and Maturro re business relationship with Rich Dad [redacted]	Ex. 147	Relevance (Fed. R. Evid. 401 and 402); Unfair Prejudice (Fed. R. Evid. 403); Hearsay (Fed. R. Evid 802); Not admitted at first trial
SS	07/19/06	Correspondence from K. Shrine to mass recipient list announcement Rich Dad/Whitney deal	Ex. 168	Relevance (Fed. R. Evid. 401 and 402); Not admitted at first trial
TT	03/29/06	Correspondence between S. Lechter and Kane re business relationship	Ex. 152	Relevance (Fed. R. Evid. 401 and 402); Not admitted at first trial